

BOARD OF SELECTMEN
MINUTES
MARCH 17, 2008

Pursuant to notice duly filed with the Town Clerk, a meeting of the Board of Selectmen was held at 11 p.m. in the Auditorium of the Alcott School.

Present were Margaret B. Briggs, Chair; Virginia McIntyre; Anne D. Shapiro; Stanly E. Black, and Gregory P. Howes, Clerk. Also present was Christopher Whelan, Town Manager.

CONSENT AGENDA

- Town Accountant's Warrants
- Minutes February 4, 2008; February 11, 2008, February 25, 2008

Upon a Motion duly made and Seconded, the Board UNANIMOUSLY

VOTED: to approve the Consent Agenda as read.

Consent Agenda

EXECUTIVE SESSION MINUTES

Upon a Motion duly made and Seconded, the Board UNANIMOUSLY

VOTED: to approve Executive Session Minutes #1 and #2 of February 4, 2008, not to be released at this time.

Executive Session Minutes

TOWN MANAGER'S REPORT

Ms. Shapiro stated that she understood that the Town Manager would correspond with Verizon regarding the feasibility of Concord being included in a FiOS build-out. It was not the understanding of others on the Board that this was expected, but that the Town and Verizon would first have to reach an understanding regarding the Town's undergrounding program. The Town Manager learned that Concord is not in the 2008 pool of towns that will get service and has corresponded with Stan Usovicz, Regional Director of External Affairs for Verizon.

Town Manager's Report

TOWN MEETING ARTICLES REVIEW

Upon a Motion duly made and Seconded the Board UNANIMOUSLY

VOTED: to take up Town Meeting Article review and recommendations at the meeting on March 24.

This will include the space needs study and Bruce Freeman Rail Trail Articles as well as new language for Article 35 to be considered. The Board has already reached decisions on the Enterprise Articles.

TM Articles Review

COMMITTEE APPOINTMENTS/REAPPOINTMENTS

Upon a Motion duly made and Seconded, the Board UNANIMOUSLY

VOTED: to appoint George Barnard of 25 Jennie Dugan Road to the White Pond Advisory for a term to expire May 31, 2010; (Re-appointment) Kathleen Kennedy of 15 Simon Willard Road to the Cultural Council for a term to expire May 31, 2011.

Appt./Re-appt.

MISCELLANEOUS

Ms. Shapiro acknowledged receipt of a disclosure statement of a potential conflict of interest by a Town employee. Tyke Crowley who is both an employee and a member of the Comprehensive Energy Committee has notified the Board that he is interested in starting a business that engages in energy conservation matters.

The Town Manager stated that once he learned of the potential conflict, he recommended that the employee consult with the Ethics Commission and that this letter is the result. The Ethics Commission rules require that an employee or committee member notify the appointing authority and recuse himself or herself if there is a conflict and to disclose to the appointing authority a potential for conflict. The appointing authorities in this case are both the Town Manager and the Board. Ms. Shapiro asked that the Town policy on outside employment be put on an upcoming agenda so that there could be a discussion on whether the Town has a higher standard than the statute.

Misc.

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Ms. Shapiro asked that a policy discussion of the disposition of Town assets be put on an upcoming agenda as well. She wanted to know how the Town will determine the worth of Town-owned assets with a commercial value, such as the soil removed from the playing fields project at the high school or the Town fiber optic system, and who would have authority to dispose of these assets.

Mr. Black announced that the recent problems with his eye have gotten worse. He will have surgery that will require him to take a short leave of absence. The Board wished him well and encouraged him to take all the time that he needed.

ADJOURNMENT

On a motion duly made and seconded, it was:

VOTED: To adjourn the Open Session and to enter Executive Session for purposes of discussing land valuation and collective bargaining not to return to Open Session.

Anne D. Shapiro	Aye
Virginia McIntyre	Aye
Stanly E. Black	Aye
Gregory P. Howes	Aye
Margaret B. Briggs	Aye

The meeting adjourned to Executive Session at 11:15 p.m.

Respectfully submitted,

Gregory P. Howes, Clerk

Adjourn